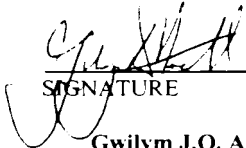


FOR PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY DOCKET NUMBER DAVI-0005
		U.S. APPLICATION NO. (if known see 37 C.F.R. 1.5) 09/787,082
INTERNATIONAL APPLICATION NO. PCT/AU99/00769	INTERNATIONAL FILING DATE 14 September 1999	PRIORITY DATE CLAIMED 14 September 1998
TITLE OF INVENTION CYCLISED CONOTOXIN PEPTIDES		
APPLICANT(S) FOR DO/EO/US David James CRAIK, Norelle Lee DALY and Katherine Justine NIELSEN		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). 4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)). a <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b <input type="checkbox"/> has been transmitted by the International Bureau. c <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input checked="" type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b <input type="checkbox"/> have been transmitted by the International Bureau. c <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) 35 U.S.C. 371(c)(4). 10 <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).		
Items 11. to 16. below concern other document(s) or information included:		
11 <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12 <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13 <input type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 14 <input type="checkbox"/> A substitute specification. 15 <input type="checkbox"/> A change of power of attorney and/or address letter. 16 <input checked="" type="checkbox"/> Other items or information: - A copy of the Notification of Missing Requirements dated April 19, 2001. - A Request for Refund.		
EXPRESS MAIL Mailing Label No. EL 922205725US Date of Deposit: 14 June 2001 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 MAILER <u>John Hill</u> SIGNATURE <u>[Signature]</u>		

U.S. APPLICATION NO. (if known 37 C.F.R. 1.5) 09/787,082		INTERNATIONAL APPLICATION NO. PCT/AU99/00769		ATTORNEY DOCKET NUMBER DAVI-0005	
17. <u> </u> The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO..... \$1,000.00 International preliminary examination fee (37 CFR 1.482 not paid to USPTO but International Search Report has been prepared by the EPO or JPO..... \$860.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$710.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... \$690.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)..... \$100.00 <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				<div style="border-bottom: 1px solid black; padding-bottom: 5px;"> CALCULATIONS PTO USE ONLY </div>	
Surcharge of \$130.00 for furnishing the oath or declaration later than <u> </u> 20 <u> X </u> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$130.00	
Claims	Number Filed	Number Extra	Rate		
Total claims	- 20 =		X \$18.00	\$	
Independent Claims	- 3 =		x \$80.00	\$	
Multiple dependent claims(s) (if applicable)			+ \$270.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$	
<u> X </u> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 65.00	
SUBTOTAL =				\$ 65.00	
Processing fee of \$130.00 for furnishing the English translation later the <u> </u> 20 <u> </u> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+ \$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+ \$ 40.00	
TOTAL FEES ENCLOSED =				\$105.00	
				Amount to be: refunded	\$
				charged	\$
a. <u> X </u> A check in the amount of \$ <u>105.00</u> to cover the above fee is enclosed. b. <u> </u> Please charge my Deposit Account No. 23-3050 in the amount of \$ <u> </u> to cover the above fees. A duplicate copy of this sheet is enclosed. c. <u> X </u> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-3050. A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Mark DeLuca Woodcock Washburn Kurtz Mackiewicz & Norris LLP One Liberty Place - 46th Floor Philadelphia, PA 19103 (215) 568-3100					
 _____ SIGNATURE Gwilym J.O. Attwell _____ NAME				<u>45,449</u> REGISTRATION NUMBER	

DOCKET NO.: DAVI-0005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

David James CRAIK, Norelle Lee DALY
and Katherine Justine NIELSEN

U.S. Serial No.: 09/787,082

Group Art Unit: not yet known

Intl. Application No.: PCT/AU99/00769

Intl. Filing Date: 14 September 1999

Examiner: not yet assigned

For: CYCLISED CONOTOXIN PEPTIDES

Assistant Commissioner for Patents

Washington DC 20231

ATTENTION: Refund Section, Accounting Division, Office of Finance

REQUEST FOR REFUND
(37 CFR 1.28(a))

I. SMALL ENTITY STATUS

☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27

☒ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:

☐ an Independent Inventor

☐ a Small Business Concern

☒ a Nonprofit Organization

II. REFUND REQUEST

This request for refund is made within three months of the date a fee was paid in this application on March 14, 2001, in the amount of \$1,800.00.

III. FEES PAID FOR WHICH REFUND REQUESTED

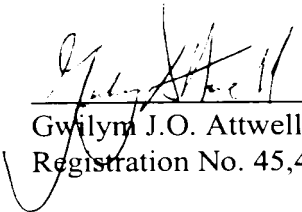
FEE PAID:	REFUND REQUESTED:
Filing Fee	\$900.00
Surcharge for filing the basic filing fee on a date later than the filing date of the application (37 CFR 1.16(e) or 37 CFR 1.16(l))	\$
Surcharge for filing the oath or declaration on a date later than the filing date of the application (37 CFR 1.16(e))	\$
Extension of Term	\$
Issue Fee	\$
Patent Maintenance <input type="checkbox"/> First Maintenance Fee <input type="checkbox"/> Second Maintenance Fee <input type="checkbox"/> Third Maintenance Fee	\$
Patent Maintenance Fee Surcharge	\$
Other:	\$
TOTAL REFUND REQUESTED:	\$900.00

IV. MANNER OF REFUND

Please make refund by

☒ crediting Deposit Account No. 23-3050.☐ refunding overpayment.

Date: Jun 14 2001


Gwilym J.O. Attwell
Registration No. 45,449

Woodcock Washburn Kurtz
Mackiewicz & Norris LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439